

14-13B. Concurrence in Settlement of Civil Judicial Actions (1200 TN 350 14-13B)**1. AUTHORITY.**

- a. To exercise the agency's concurrence authority in the settlement of civil judicial enforcement actions under the Comprehensive Environmental Response Compensation and Liability Act (CERCLA) as amended; and
- b. To request the Attorney General to amend a consent decree issued under CERCLA.

2. TO WHOM DELEGATED. Deputy Regional Administrator.**3. LIMITATIONS.**


- a. The Assistant Administrator for the Office of Enforcement and Compliance Assurance (OECA) may exercise these authorities only with regard to multi-regional bankruptcy settlements and multi-regional insurance receivership settlements.
- b. The delegatee should exercise these authorities consistent with the most recent version of the "OECA/Office of Site Remediation Enforcement/CERCLA and Recovery Conservation Resource Act/Clean Water Act/Underground Storage Tanks Roles Chart," or successor documents, as appropriate.

4. REDELEGATION AUTHORITY.

- a. These authorities may be redelegated to the branch chief level, and no further. These authorities may not be redelegated without formal amendment.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. ADDITIONAL REFERENCES.

- a. Sections 104, 106, 107, 109 and 122 of CERCLA.
- b. All other applicable agency guidance and directives.
- c. For actions including 31 U.S.C. 3711 and its applicable regulations, see delegations covering claims of the U. S. Environmental Protection Agency found in Chapter 1 of this Manual.
- d. Settlements under CERCLA Section 122(g) are covered by Delegation 14-14E, De Minimis Settlements.

6. SUPERSESSION. Delegations Manual, CERCLA, Regional Delegation 14-13B. Concurrence in Settlement of Civil Judicial Actions, 1200 TN RIII 196 (April 11, 2017).Date: APR 15 2019
Cosmo Servidio
Regional Administrator